



112 W. 34th St.  
18th Floor  
New York, NY 10120

**John C. Ertman**  
**(917) 846-3603 DIRECT**  
**(917) 793-9033 FAX**  
**john.ertman@ertmanlaw.com**

July 8, 2022

**VIA ECF**

Honorable Naomi Reice Buchwald  
United States District Court for the Southern District of New York  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl Street  
New York, New York 10007

Re: Polcom USA, LLC (“Polcom”) v. Affiliated FM Insurance Company (“AFM”), 1:20-cv-9206-NRB; M. A. Mortenson Company (“Mortenson”) v. Zurich American Insurance Company (“Zurich”), 1:22-cv-0092-NRB

Dear Judge Buchwald:

Pursuant to the Parties’ Stipulated Confidentiality and Protective Order (Dkt. 63) (“Confidentiality Order”), Your Honor’s Individual Practices Rule 2(H), the Court’s standing order, 19-mc-00583, and the Court’s ECF Rules & Instructions, section 6, we write on behalf of Polcom and respectfully move this Court for permission to file under seal, with Viewing Level Selected Parties, a letter and exhibits constituting Polcom’s Second Letter Motion for Local Rule 37.2 Conference and in further support of Polcom’s request that a Pre-Motion Discovery Conference be held. Pursuant to the Confidentiality Order, Polcom respectfully requests permission to file its proposed letter and exhibits under seal because it describes and attaches documents designated by Zurich as “Confidential Material” under the Confidentiality Order. The proposed letter and exhibits to be filed under seal will be filed electronically in accordance with Your Honor’s Individual Practices and the Court’s ECF Rules & Instructions, section 6, and contemporaneously with the filing, courtesy copies will be emailed and mailed to Chambers pursuant to Your Honor’s Individual Practices Rules A & 2(H).

Plaintiff respectfully requests this Court grant it permission to file the proposed letter and exhibits under seal as required by the Confidentiality Order.

Respectfully submitted,


ERTMAN DULIS & HELISEK PLLC

By: /s/ John C. Ertman  
Counsel for Plaintiff Polcom USA, LLC

cc: Counsel of Record, *via* PACER

Application granted.

SO ORDERED.

  
NAOMI REICE BUCHWALD  
UNITED STATES DISTRICT JUDGE

Dated: New York, New York  
July 20, 2022